

STATUS OF THE CLAIMS

Claims 37, 38, and 54-73 are pending in the Application.

Claims 37, 38, and 54-73 stand rejected by the Examiner.

Claims 37, 38, 54, and 64 have been amended herein without prejudice.

Reconsideration of the present Application is respectfully requested in light of the present Applicant's Amendments and Remarks made hereinbelow.

CLAIM LISTING

Applicant respectfully submits the following claim listing and amendments to replace and supersede all previous claim listings:

Claims 1 – 36. (cancelled)

Claim 37. (currently amended) A business method for providing wireless communications services to one or more subscribers in return for payment of a charge, comprising:

- determining a flat rate charge for the services;
- determining a period of time within which the flat rate charge shall apply;
- determining the user's charge based upon the flat rate for the period of time;
- providing unlimited access to the wireless communications services for the flat rate during the period of time;
- targeting a design of ~~providing~~ service to the user primarily from limited geographic areas in which the user substantially lives, works, and plays; and
- determining the value of the flat rate without relation to minutes of use by the user of the wireless communications services during the period of time.

Claim 38. (currently amended) A business method for providing wireless communications services to one or more subscribers in return for payment of a charge, comprising:

- determining a flat rate charge for the services;
- determining a period of time within which the flat rate charge shall apply;
- determining the user's charge based upon the flat rate for the period of time;

providing unlimited access to the wireless communications services for the flat rate during the period of time;

targeting a design of providing service to the user primarily from limited geographic areas in which the user substantially lives, works, and plays; and

determining the value of the flat rate without relation to the number of calls made or received by the user during the period of time.

Claims 39 – 53. (cancelled)

Claim 54. (currently amended) A business method for providing wireless communications services to one or more subscribers in return for payment of a charge, comprising:

determining a flat rate charge for the services;

determining a period of time within which the flat rate charge shall apply;

determining the user's charge based upon the flat rate for the period of time;

providing unlimited access to the wireless communications services for the flat rate during the period of time;

targeting a design of providing services to the user primarily from limited geographic areas in which the user substantially lives, works, and plays;

providing services to the user at a rate that is proportional to a rate of more than or equal to about 500 minutes per month;

rendering charges to the user substantially in advance of receipt of the services; and
receiving payment from the user substantially in advance of receipt of the services.

Claim 55. (original) The method of Claim 54, further comprising determining the value of the flat rate without relation to minutes of use by the user of the wireless communications services during the period of time.

Claim 56. (original) The method of Claim 54, further comprising determining the value of the flat rate without relation to the number of calls made or received by the user during the period of time.

Claim 57. (original) The method of Claim 54, wherein the period of time further comprises a predetermined time period.

Claim 58. (original) The method of Claim 54, further comprising charging a flat rate for the period of time that is proportional to a rate of less than or equal to about \$50 per month.

Claim 59. (original) The method of Claim 54, further comprising charging a flat rate for the period of time that is proportional to a rate of less than or equal to about \$30 per month.

Claim 60. (original) The method of Claim 54, further comprising adapting the wireless communications services as the user's primary telephone service.

Claim 61. (original) The method of Claim 54, further comprising maintaining the average revenue per user at a rate for the period of time that is proportional to a rate of less than or

equal to about \$30 per month, and wherein the operating expense per user is at a rate for the period of time that is proportional to a rate of less than or equal to about \$26 per month.

Claim 62. (original) The method of Claim 54, further comprising:

maintaining the average revenue per user at a rate for the period of time that is proportional to a rate of less than or equal to about \$30 per month; and

maintaining the margin for the operator of the wireless communications services at greater than or equal to about 15%.

Claim 63. (original) The method of Claim 54, further comprising maintaining a user churn rate of less than about 4% for users who have retained the services for about three or more months.

Claim 64. (currently amended) A business method for providing wireless communications services to one or more subscribers in return for payment of a charge, comprising:

determining a flat rate charge for the services;

determining a period of time within which the flat rate charge shall apply;

determining the user's charge based upon the flat rate for the period of time;

providing the user with a mobile handset having a limited standardized set of features and functions;

providing unlimited access to the wireless communications services for the flat rate during the period of time;

targeting a design of providing the services to the user primarily from limited geographic areas in which the user lives, works, and plays;

providing the user with a use rate for the period of time that is proportional to a rate of more than or equal to about 500 minutes of use of the services per month; rendering the services to the user without requiring the user to execute a presubscription agreement;

rendering charges to the user in a billing statement that does not include detailed records of the user's calls;

rendering charges to the user substantially in advance of receipt by the user of the services; and

receiving payment from the user substantially in advance of receipt by the user of the services.

Claim 65. (original) The method of Claim 64, further comprising determining the value of the flat rate without relation to minutes of use by the user of the wireless communications services during the period of time.

Claim 66. (original) The method of Claim 64, further comprising determining the value of the flat rate without relation to the number of calls made or received by the user during the period of time.

Claim 67. (original) The method of Claim 64, wherein the period of time further comprises a predetermined time period.

Claim 68. (original) The method of Claim 64, further comprising charging a flat rate for the period of time that is proportional to a rate of less than or equal to about \$50 per month.

Claim 69. (original) The method of Claim 64, further comprising charging a flat rate for the period of time that is proportional to a rate of less than or equal to about \$30 per month.

Claim 70. (original) The method of Claim 64, further comprising adapting the wireless communications services as the user's primary telephone service.

Claim 71. (original) The method of Claim 64, further comprising maintaining the average revenue per user at a rate for the period of time that is proportional to a rate of less than or equal to about \$30 per month, and wherein the operating expense per user is at a rate for the period of time that is proportional to a rate of less than or equal to about \$26 per month.

Claim 72. (original) The method of Claim 64, further comprising:

maintaining the average revenue per user at a rate for the period of time that is proportional to a rate of less than or equal to about \$30 per month; and

maintaining the margin for the operator of the wireless communications services at greater than or equal to about 15%.

Claim 73. (original) The method of Claim 64, further comprising maintaining a user churn rate of less than about 4% for users who have retained the services for about three or more months.